

FISCAL NOTE

Bill #: SB0101

Title: Revise heritage preservation and development commission laws

Primary Sponsor: Mahlum, D

Status: As Amended in Senate Committee

Sponsor signature

Date

Chuck Swysgood, Budget Director

Date

Fiscal Summary

	FY 2004 Difference	FY 2005 Difference
Revenue:	Unknown	Unknown
Net Impact on General Fund Balance:	\$0	\$0

- | | |
|---|--|
| <input type="checkbox"/> Significant Local Gov. Impact | <input checked="" type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts |
| <input type="checkbox"/> Dedicated Revenue Form Attached | <input type="checkbox"/> Needs to be included in HB 2 |

Fiscal Analysis

ASSUMPTIONS:

1. The bill requires the Montana Heritage Preservation and Development Commission (MHPDC) to cover volunteers with workers' compensation coverage and allows the MHPDC to pay for certain out-of-pocket expenses for volunteers.
2. The bill as amended reinserts the provision that no general fund money is provided for the operation and maintenance of Virginia City and Nevada City beyond what was appropriated by the 55th Legislature.
3. The bill clarifies policies related to the "acquisition" and "sales" of real and personal property. The bill also requires the reporting of sales and acquisitions to the Governor and the Legislature.
4. The bill allows federal funds to be deposited to the MHPDC account, which is statutorily appropriated.
5. The bill enables the MHPDC to establish trust funds to benefit historic properties.
6. The bill as amended establishes a subcommittee composed of an equal number of members of the Montana Historical Society Board of Trustees and MHPDC members to review and recommend the sale of personal property from the former Bovey assets. Funds from the sale of personal property will be placed in a trust fund and interest from the trust will be used to manage and protect the remaining personal property.

TECHNICAL NOTES

1. Section 22-3-1004 (1)(b) deposits any federal money that the MHPDC obtains into the existing account provided for in this section. This existing account is a state special revenue fund. This will result in commingling of state and federal funds. It will not be possible to properly report these funds correctly for

Fiscal Note Request SB0101, As Amended in Senate Committee

(continued)

financial purposes. A separate federal special revenue fund that retains its own interest should be defined.

2. The bill transfers real and personal property referred to as the “Bovey Assets” from the MHS to the State of Montana. Since the Montana Historical Society is a state agency, the clause as written does not change anything.